Case 3:05-cv-03012-MJJ Document 9 Filed 01/23/06 Page 1 of 2 Filed 01/20/2006 Page 1 of 2 Case 3:05-cv-03012-MJJ Document 8 E-filing JUSTIN X. WANG (CSB #166183) 1 BAUGHMAN & WANG FILED 2 111 Pine Street, Suite 1350 San Francisco, California 94111 JAN 23 2006 3 Telephone: (415) 576-9923 Facsimile: (415) 576-9929 RICHARD W. WIEKING CLERK U.S. DISTRICT COURT 4 Attorney for Plaintiff NORTHERN DISTRICT OF CALIFORNIA 5 Shui Ming XU 6 UNITED STATES DISTRICT COURT 7 NORTHERN DISTRICT OF CALIFORNIA 8 9 Shui Ming XU Case No.: C 05-3012-MJJ 10 Plaintiff, 11 Michael Chertoff, Secretary of the Department of Homeland Security; STIPULATION OF DISMISSAL; 12 ORDER Eduardo Aguirre, Director, U.S. Citizenship and 13 Immigration Services; Condoleezza Rice, Secretary of State; 14 John Daniel Morris, Consular Section Chief, American Embassy Beijing 15 Jeanette Chu, Officer-In-Charge, Department of Homeland Security, Immigration 16 Office at the American Embassy Beijing, 17 Defendants. 18 19 Subject to approval of the Court, the parties hereby stipulates as follows: 20 1. Pursuant to Fed. R. Civ. P. 41 (a)(1), Plaintiff hereby dismisses this action without 21 prejudice. 22 2. The parties will bear their own fees and costs. 23 Dated: January 20, 2006 Respectfully submitted. 24 25 26 Justin X. Wang, Esq. 27 Attorney for Plaintiff 28 Case No.: C 05 3012 MJJ PLAINTIFF'S ORIGINAL COMPLAINT F:\NANCY\Mandamus\XU, Shui Ming\STIPULATION OF DISMISSAL.wpd

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4	Dated: January ,2006 Edward A. Olsen	•	<u>''</u>
5	Assistant U.S. Attorney Counsel for Defendants		1
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8	ORDER	1, = 3	
9	to and display of the second s		`
10	Pursuant to the stipulation of the parties and good cause appearing therefor, IT IS SO		;
11	ORDERED. This case is hereby dismissed without prejudice. The clerk shall close the file.		
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14	DATED: 1/20/2006		
15	Martin J. Jenkins () United States District Judge	•	
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